

# *Court of Appeals*

## *2007 Annual Caseload*

### *Report*

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# Court of Appeals Glossary

This glossary is included to assist in understanding the statistical tables.

## Filings

**Notice Of Appeal** - The filing of an appeal of a trial court final judgment that is reviewable as a matter of right. Notices of appeal must be filed within 30 days of the trial court judgment. Unless otherwise prohibited by statute or court rule, a party may appeal from only trial court decisions as specified in Rules of Appellate Procedure (RAP) 2.2. Notices of appeal are categorized into criminal and civil appeals.

**Personal Restraint Petition** - The filing of a review to seek relief from limitations on a person's freedom due to current or imminent confinement, or other restrictions imposed by a criminal or civil trial court decision (RAP 16.4).

**Discretionary Review** - The filing of a review of interlocutory orders of a trial court, made prior to a final determination of the case, concerning whether errors or substantial departure from accepted and usual courses of proceedings occurred in the case. Unless otherwise prohibited by statute or court rule, a party may seek discretionary review of any act of superior court not appealable as a matter of right (RAP 2.3). **Dispositions**

The appellate court may reverse, affirm, or modify the decision being reviewed and take any other action as the merits of the case and the interest of justice may require (RAP 12.2). Each review is counted as being disposed as soon as a decision terminating review is filed with the appellate clerk.

**Opinions** - The statement by the court of the decision reached in regard to a cause argued before it, expounding the law as applied to the case, and detailing the reasons upon which the judgment is based.

**Opinions Published** - The published written opinion terminating the review.

**Opinions Unpublished** - The unpublished written opinion terminating the review.

**Commissioners' Rulings** - Rulings by commissioners which terminate review.

**Motion On The Merits** - Termination of a review due to the granting of a motion on the merits (RAP 18.14).

**Other Rulings** - Other rulings by commissioners, such as rulings on accelerated review of adult sentences or juvenile offender proceedings or granting a motion to dismiss--Anders (RAP 15.2(h)).

**Dismissed** - An order issued by the court dismissing the review prior to the point where case merit is determined. The commissioner or clerk may dismiss a review for failure to comply with procedures. The court, on motion of a party, may dismiss a review for want of prosecution, if the review is frivolous, moot or solely for the purpose of delay, or for failure to comply with procedures (RAP 18.9).

**Transferred/Certified** - The Supreme Court, to promote orderly administration of justice may, on its own initiative or on motion of a party, transfer a case from the Court of Appeals to the Supreme Court ("certified"). A case may be transferred from one division to another within the Court of Appeals (RAP 4.1, 4.2, 4.3, RCW 2.06.030).

**Review Not Accepted** - Reviews may not be accepted if they do not meet the conditions governing

the acceptance of review (RAP 2.2, 2.3, and 16.4).

**Other Terminations** - An order issued by the court terminating the review before an opinion is rendered. An order to terminate a review would result if, for example, a petitioner decided to withdraw the review. **Pending Cases**

**Case Stayed** - Those cases temporarily arrested or removed from judicial processing by order of the court.

**Brief Not Filed** - Those cases within the stages of perfection in which no briefs have yet been filed.

**Appellant Brief Filed** - Those cases within the stages of perfection in which appellant's brief has been filed, but respondent's brief is still awaited.

**Respondent Brief Filed** - Those cases within the stages of perfection in which both appellant's brief and respondent's brief have been filed, but case has yet to be set on the court calendar for review.

**Remanded To Trial Court** - Those cases whose jurisdiction have been temporarily returned to the trial court of origination.

**Set For Motion On The Merits** - Those cases which have progressed to the point at which all briefs were filed and served, and now qualify for setting. Because a motion on the merits has been made, these cases have been set on the Motion On The Merits calendar (RAP 18.14).

**Ruling Referred To Panel** - Cases which were initially assigned to a commissioner, who has ruled that they should be referred to a panel of judges for a decision.

**Set For Oral Argument** - Those cases which have progressed to the point at which all briefs were filed and served and have been set for a review.

**Opinion/Order In Process** - Those cases which have been reviewed by the court but have yet to receive a decision.

## **Mandated**

A review is mandated by the clerk of the Court of Appeals when a written notification, when required, is sent to the trial court and all parties. The notification informs all parties of an appellate court decision terminating the review.

## **Time In Process Statistics --Notice Of Appeals**

**Filing** - The date the appeal is filed in the trial court.

**Statement Of Arrangements** - The date of the first occurrence when the Statement Of Arrangements has either been "Received" or "Filed" in the appellate court.

**Report Of Proceedings** - The date of the first occurrence when the Report Of Proceedings has either been "Filed" or "Received." The latter is recorded when the report is returned from the printer. Note: For statistical purposes "Received" is only employed when "Filed" is omitted.

**Appellant's Brief** - The date of the last occurrence for the Appellant's Brief to either be "Filed" or "Received." The latter is recorded when the report is returned from the printer. Note: For statistical purposes "Received" is only employed when "Filed" is omitted.

**Respondent's Brief** - The date of the last occurrence for the Respondent's Brief to either be "Filed" or

"Received." The latter is recorded when the report is returned from the printer. Note: For statistical purposes "Received" is only employed when "Filed" is omitted.

**Oral Argument** - The date of the first occurrence that the oral argument received a status of "Heard."

**Opinion** - The date of the first occurrence of the opinion being filed.

**Mandate** - A written notification by the clerk of the appellate court to the trial court and to the parties of an appellate court decision terminating review.

Note that the time-in-process tables have been changed in 1997 to reflect the 75th percentile rather than the median number of days between events. The change was made for consistency with national standards.

The Court Of Appeals  
Court Activity, All Divisions, 2007

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
<b>FILINGS</b>							
Total Filings	1,419	1,360	2,779	876	412	1,288	4,067
<b>RESOLUTIONS</b>							
Opinions Published	148	232	380	9	20	29	409
Opinions Unpublished	879	417	1,296	19	20	39	1,335
Opinions	1,027	649	1,676	28	40	68	1,744
Dismissed	7	9	16	634	1	635	651
Transferred/Certified	3	15	18	11	0	11	29
Review Not Accepted	0	1	1	3	6	9	10
Other Terminations	4	12	16	58	6	64	80
Orders	14	37	51	706	13	719	770
Decided on the Merits	268	231	499	3	4	7	506
Dismissed	211	405	616	54	105	159	775
Transferred/Certified	6	5	11	0	7	7	18
Review Not Accepted	16	28	44	0	206	206	250
Other Terminations	10	22	32	5	6	11	43
Rulings	511	691	1,202	62	328	390	1,592
Total Resolved	1,552	1,377	2,929	796	381	1,177	4,106
<b>PENDING AT YEAR END<sup>1</sup></b>							
Cases Stayed	13	47	60	56	82	138	198
Brief Not Filed	702	523	1,225	250	92	342	1,567
Appellant Brief Filed	275	96	371	5	8	13	384
Respondent Brief Filed	296	274	570	167	21	188	758
Remanded to Trial Court	8	7	15	2	1	3	18
Set for Commissioners' Calendar	83	72	155	9	22	31	186
Ruling Referred to Panel	8	1	9	6	0	6	15
Set for Oral Argument <sup>2</sup>	123	95	218	3	6	9	227
Total Awaiting Hearing	1,508	1,115	2,623	498	232	730	3,353
Opinion/Order in Process	131	147	278	11	8	19	297
Total Pending Decision	1,639	1,262	2,901	509	240	749	3,650
<b>MANDATED</b>							
Opinions	1,023	629	1,652	42	40	82	1,734
Orders	10	26	36	606	14	620	656
Rulings	456	563	1,019	50	291	341	1,360
Other Decisions Term. Review <sup>3</sup>	50	45	95	39	20	59	154
Total Mandated	1,539	1,263	2,802	737	365	1,102	3,904

<sup>1</sup> As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>2</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>3</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

The Court Of Appeals  
Court Activity, Division I, 2007

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
<b>FILINGS</b>							
Total Filings	551	589	1,140	387	184	571	1,711
<b>RESOLUTIONS</b>							
Opinions Published	26	95	121	2	8	10	131
Opinions Unpublished	383	252	635	7	14	21	656
Opinions	409	347	756	9	22	31	787
Dismissed	2	3	5	327	0	327	332
Transferred/Certified	1	2	3	1	0	1	4
Review Not Accepted	0	1	1	0	5	5	6
Other Terminations	3	8	11	12	3	15	26
Orders	6	14	20	340	8	348	368
Decided on the Merits	72	63	135	0	1	1	136
Dismissed	109	209	318	36	45	81	399
Transferred/Certified	4	1	5	0	3	3	8
Review Not Accepted	4	9	13	0	103	103	116
Other Terminations	2	10	12	3	3	6	18
Rulings	191	292	483	39	155	194	677
Total Resolved	606	653	1,259	388	185	573	1,832
<b>PENDING AT YEAR END<sup>1</sup></b>							
Cases Stayed	5	18	23	47	1	48	71
Brief Not Filed	312	235	547	77	61	138	685
Appellant Brief Filed	102	50	152	4	5	9	161
Respondent Brief Filed	130	143	273	17	7	24	297
Remanded to Trial Court	0	0	0	0	0	0	0
Set for Commissioners' Calendar	13	12	25	0	4	4	29
Ruling Referred to Panel	3	0	3	1	0	1	4
Set for Oral Argument <sup>2</sup>	49	43	92	2	4	6	98
Total Awaiting Hearing	614	501	1,115	148	82	230	1,345
Opinion/Order in Process	15	49	64	3	3	6	70
Total Pending Decision	629	550	1,179	151	85	236	1,415
<b>MANDATED</b>							
Opinions	416	319	735	11	20	31	766
Orders	4	9	13	276	10	286	299
Rulings	173	231	404	24	136	160	564
Other Decisions Term. Review <sup>3</sup>	20	29	49	25	10	35	84
Total Mandated	613	588	1,201	336	176	512	1,713

<sup>1</sup> As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>2</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>3</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

The Court Of Appeals  
Court Activity, Division II, 2007

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
<b>FILINGS</b>							
Total Filings	563	478	1,041	289	108	397	1,438
<b>RESOLUTIONS</b>							
Opinions Published	66	83	149	2	9	11	160
Opinions Unpublished	307	90	397	3	3	6	403
Opinions	373	173	546	5	12	17	563
Dismissed	5	6	11	171	1	172	183
Transferred/Certified	0	8	8	9	0	9	17
Review Not Accepted	0	0	0	2	1	3	3
Other Terminations	1	3	4	39	2	41	45
Orders	6	17	23	221	4	225	248
Decided on the Merits	125	109	234	1	2	3	237
Dismissed	59	123	182	9	39	48	230
Transferred/Certified	1	1	2	0	0	0	2
Review Not Accepted	4	10	14	0	50	50	64
Other Terminations	1	4	5	1	1	2	7
Rulings	190	247	437	11	92	103	540
Total Resolved	569	437	1,006	237	108	345	1,351
<b>PENDING AT YEAR END<sup>1</sup></b>							
Cases Stayed	1	13	14	3	1	4	18
Brief Not Filed	272	199	471	106	19	125	596
Appellant Brief Filed	122	24	146	0	2	2	148
Respondent Brief Filed	113	65	178	110	4	114	292
Remanded to Trial Court	2	1	3	2	0	2	5
Set for Commissioners' Calendar	4	8	12	0	3	3	15
Ruling Referred to Panel	5	1	6	5	0	5	11
Set for Oral Argument <sup>2</sup>	66	42	108	1	2	3	111
Total Awaiting Hearing	585	353	938	227	31	258	1,196
Opinion/Order in Process	59	61	120	5	5	10	130
Total Pending Decision	644	414	1,058	232	36	268	1,326
<b>MANDATED</b>							
Opinions	378	181	559	14	15	29	588
Orders	4	12	16	189	4	193	209
Rulings	178	214	392	15	81	96	488
Other Decisions Term. Review <sup>3</sup>	23	13	36	13	6	19	55
Total Mandated	583	420	1,003	231	106	337	1,340

<sup>1</sup> As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>2</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>3</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

The Court Of Appeals  
Court Activity, Division III, 2007

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
<b>FILINGS</b>							
Total Filings	305	293	598	200	120	320	918
<b>RESOLUTIONS</b>							
Opinions Published	56	54	110	5	3	8	118
Opinions Unpublished	189	75	264	9	3	12	276
Opinions	245	129	374	14	6	20	394
Dismissed	0	0	0	136	0	136	136
Transferred/Certified	2	5	7	1	0	1	8
Review Not Accepted	0	0	0	1	0	1	1
Other Terminations	0	1	1	7	1	8	9
Orders	2	6	8	145	1	146	154
Decided on the Merits	71	59	130	2	1	3	133
Dismissed	43	73	116	9	21	30	146
Transferred/Certified	1	3	4	0	4	4	8
Review Not Accepted	8	9	17	0	53	53	70
Other Terminations	7	8	15	1	2	3	18
Rulings	130	152	282	12	81	93	375
Total Resolved	377	287	664	171	88	259	923
<b>PENDING AT YEAR END<sup>1</sup></b>							
Cases Stayed	7	16	23	6	80	86	109
Brief Not Filed	118	89	207	67	12	79	286
Appellant Brief Filed	51	22	73	1	1	2	75
Respondent Brief Filed	53	66	119	40	10	50	169
Remanded to Trial Court	6	6	12	0	1	1	13
Set for Commissioners' Calendar	66	52	118	9	15	24	142
Ruling Referred to Panel	0	0	0	0	0	0	0
Set for Oral Argument <sup>2</sup>	8	10	18	0	0	0	18
Total Awaiting Hearing	309	261	570	123	119	242	812
Opinion/Order in Process	57	37	94	3	0	3	97
Total Pending Decision	366	298	664	126	119	245	909
<b>MANDATED</b>							
Opinions	229	129	358	17	5	22	380
Orders	2	5	7	141	0	141	148
Rulings	105	118	223	11	74	85	308
Other Decisions Term. Review <sup>3</sup>	7	3	10	1	4	5	15
Total Mandated	343	255	598	170	83	253	851

<sup>1</sup> As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>2</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>3</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

The Court of Appeals  
History of Filings, 2003-2007

	2003	2004	% Chg	2005	% Chg	2006	% Chg	2007	% Chg
<b>DIVISION I</b>									
Criminal Appeals	590	539	-8.6%	573	6.3%	542	-5.4%	551	1.7%
Civil Appeals	743	687	-7.5%	765	11.4%	642	-16.1%	589	-8.3%
Total Appeals	1,333	1,226	-8.0%	1,338	9.1%	1,184	-11.5%	1,140	-3.7%
Personal Restraint Petitions	428	470	9.8%	464	-1.3%	437	-5.8%	387	-11.4%
Notices of Discretionary Review	199	207	4.0%	201	-2.9%	192	-4.5%	184	-4.2%
Total Filings, Division I	1,960	1,903	-2.9%	2,003	5.3%	1,813	-9.5%	1,711	-5.6%
<b>DIVISION II</b>									
Criminal Appeals	555	555	0.0%	547	-1.4%	586	7.1%	563	-3.9%
Civil Appeals	433	411	-5.1%	419	1.9%	439	4.8%	478	8.9%
Total Appeals	988	966	-2.2%	966	0.0%	1,025	6.1%	1,041	1.6%
Personal Restraint Petitions	365	432	18.4%	445	3.0%	350	-21.3%	289	-17.4%
Notices of Discretionary Review	101	100	-1.0%	88	-12.0%	98	11.4%	108	10.2%
Total Filings, Division II	1,454	1,498	3.0%	1,499	0.1%	1,473	-1.7%	1,438	-2.4%
<b>DIVISION III</b>									
Criminal Appeals	360	401	11.4%	372	-7.2%	340	-8.6%	305	-10.3%
Civil Appeals	311	291	-6.4%	338	16.2%	267	-21.0%	293	9.7%
Total Appeals	671	692	3.1%	710	2.6%	607	-14.5%	598	-1.5%
Personal Restraint Petitions	214	232	8.4%	300	29.3%	216	-28.0%	200	-7.4%
Notices of Discretionary Review	86	120	39.5%	107	-10.8%	117	9.3%	120	2.6%
Total Filings, Division III	971	1,044	7.5%	1,117	7.0%	940	-15.8%	918	-2.3%
<b>COURT OF APPEALS, TOTAL</b>									
Criminal Appeals	1,505	1,495	-0.7%	1,492	-0.2%	1,468	-1.6%	1,419	-3.3%
Civil Appeals	1,487	1,389	-6.6%	1,522	9.6%	1,348	-11.4%	1,360	0.9%
Total Appeals	2,992	2,884	-3.6%	3,014	4.5%	2,816	-6.6%	2,779	-1.3%
Personal Restraint Petitions	1,007	1,134	12.6%	1,209	6.6%	1,003	-17.0%	876	-12.7%
Notices of Discretionary Review	386	427	10.6%	396	-7.3%	407	2.8%	412	1.2%
Total Filings, Court of Appeals	4,385	4,445	1.4%	4,619	3.9%	4,226	-8.5%	4,067	-3.8%

The Court of Appeals  
History of Resolutions, 2003-2007

	2003	2004	% Chg	2005	% Chg	2006	% Chg	2007	% Chg
<b>DIVISION I</b>									
Criminal Appeals	627	507	-19.1%	497	-2.0%	475	-4.4%	606	27.6%
Civil Appeals	558	641	14.9%	659	2.8%	633	-3.9%	653	3.2%
Total Appeals	1,185	1,148	-3.1%	1,156	0.7%	1,108	-4.2%	1,259	13.6%
Personal Restraint Petitions	332	407	22.6%	524	28.7%	443	-15.5%	388	-12.4%
Notices of Discretionary Review	174	160	-8.0%	169	5.6%	185	9.5%	185	0.0%
Total Resolutions, Division I	1,691	1,715	1.4%	1,849	7.8%	1,736	-6.1%	1,832	5.5%
<b>DIVISION II</b>									
Criminal Appeals	632	512	-19.0%	551	7.6%	531	-3.6%	569	7.2%
Civil Appeals	423	402	-5.0%	388	-3.5%	434	11.9%	437	0.7%
Total Appeals	1,055	914	-13.4%	939	2.7%	965	2.8%	1,006	4.2%
Personal Restraint Petitions	322	365	13.4%	407	11.5%	384	-5.7%	237	-38.3%
Notices of Discretionary Review	106	80	-24.5%	88	10.0%	99	12.5%	108	9.1%
Total Resolutions, Division II	1,483	1,359	-8.4%	1,434	5.5%	1,448	1.0%	1,351	-6.7%
<b>DIVISION III</b>									
Criminal Appeals	342	347	1.5%	344	-0.9%	339	-1.5%	377	11.2%
Civil Appeals	303	285	-5.9%	300	5.3%	280	-6.7%	287	2.5%
Total Appeals	645	632	-2.0%	644	1.9%	619	-3.9%	664	7.3%
Personal Restraint Petitions	197	194	-1.5%	272	40.2%	240	-11.8%	171	-28.8%
Notices of Discretionary Review	78	96	23.1%	113	17.7%	94	-16.8%	88	-6.4%
Total Resolutions, Division III	920	922	0.2%	1,029	11.6%	953	-7.4%	923	-3.1%
<b>COURT OF APPEALS, TOTAL</b>									
Criminal Appeals	1,601	1,366	-14.7%	1,392	1.9%	1,345	-3.4%	1,552	15.4%
Civil Appeals	1,284	1,328	3.4%	1,347	1.4%	1,347	0.0%	1,377	2.2%
Total Appeals	2,885	2,694	-6.6%	2,739	1.7%	2,692	-1.7%	2,929	8.8%
Personal Restraint Petitions	851	966	13.5%	1,203	24.5%	1,067	-11.3%	796	-25.4%
Notices of Discretionary Review	358	336	-6.1%	370	10.1%	378	2.2%	381	0.8%
Total Resolutions, Court of Appeals	4,094	3,996	-2.4%	4,312	7.9%	4,137	-4.1%	4,106	-0.7%

The Court of Appeals  
History of Pending Cases, 2003-2007

	2003	2004	% Chg	2005	% Chg	2006	% Chg	2007	% Chg
<b>DIVISION I</b>									
Criminal Appeals	648	609	-6.0%	657	7.9%	699	6.4%	629	-10.0%
Civil Appeals	688	625	-9.2%	659	5.4%	623	-5.5%	550	-11.7%
Total Appeals	1,336	1,234	-7.6%	1,316	6.6%	1,322	0.5%	1,179	-10.8%
Personal Restraint Petitions	256	275	7.4%	174	-36.7%	163	-6.3%	151	-7.4%
Notices of Discretionary Review	96	97	1.0%	94	-3.1%	92	-2.1%	85	-7.6%
Total Pending, Division I	1,688	1,606	-4.9%	1,584	-1.4%	1,577	-0.4%	1,415	-10.3%
<b>DIVISION II</b>									
Criminal Appeals	700	676	-3.4%	637	-5.8%	671	5.3%	644	-4.0%
Civil Appeals	439	388	-11.6%	384	-1.0%	375	-2.3%	414	10.4%
Total Appeals	1,139	1,064	-6.6%	1,021	-4.0%	1,046	2.4%	1,058	1.1%
Personal Restraint Petitions	209	231	10.5%	239	3.5%	203	-15.1%	232	14.3%
Notices of Discretionary Review	39	52	33.3%	46	-11.5%	40	-13.0%	36	-10.0%
Total Pending, Division II	1,387	1,347	-2.9%	1,306	-3.0%	1,289	-1.3%	1,326	2.9%
<b>DIVISION III</b>									
Criminal Appeals	406	441	8.6%	473	7.3%	445	-5.9%	366	-17.8%
Civil Appeals	289	281	-2.8%	311	10.7%	290	-6.8%	298	2.8%
Total Appeals	695	722	3.9%	784	8.6%	735	-6.3%	664	-9.7%
Personal Restraint Petitions	81	105	29.6%	116	10.5%	95	-18.1%	126	32.6%
Notices of Discretionary Review	49	77	57.1%	62	-19.5%	82	32.3%	119	45.1%
Total Pending, Division III	825	904	9.6%	962	6.4%	912	-5.2%	909	-0.3%
<b>COURT OF APPEALS, TOTAL</b>									
Criminal Appeals	1,754	1,726	-1.6%	1,767	2.4%	1,815	2.7%	1,639	-9.7%
Civil Appeals	1,416	1,294	-8.6%	1,354	4.6%	1,288	-4.9%	1,262	-2.0%
Total Appeals	3,170	3,020	-4.7%	3,121	3.3%	3,103	-0.6%	2,901	-6.5%
Personal Restraint Petitions	546	611	11.9%	529	-13.4%	461	-12.9%	509	10.4%
Notices of Discretionary Review	184	226	22.8%	202	-10.6%	214	5.9%	240	12.1%
Total Pending, Court of Appeals	3,900	3,857	-1.1%	3,852	-0.1%	3,778	-1.9%	3,650	-3.4%

The Court of Appeals  
History of Activity, All Reviews, All Divisions, 2003-2007

	2003	2004	% Chg <sup>9</sup>	2005	% Chg <sup>9</sup>	2006	% Chg <sup>9</sup>	2007	% Chg <sup>9</sup>
<b>FILINGS</b>									
Total Filings	4,385	4,445	1.4%	4,619	3.9%	4,226	-8.5%	4,067	-3.8%
<b>RESOLUTIONS<sup>1</sup></b>									
Opinions Published	369	417	13.0%	459	10.1%	388	-15.5%	409	5.4%
Opinions Unpublished	1,456	1,329	-8.7%	1,279	-3.8%	1,164	-9.0%	1,335	14.7%
Opinions	1,825	1,746	-4.3%	1,738	-0.5%	1,552	-10.7%	1,744	12.4%
Dismissed	N/A	N/A	. %	1,072	. %	928	-13.4%	651	-29.8%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	19	. %	21	. %	29	. %
Review Not Accepted	N/A	N/A	. %	6	. %	10	. %	10	. %
Other Terminations	N/A	N/A	. %	49	. %	52	6.1%	80	53.8%
Orders	N/A	N/A	. %	1,146	. %	1,011	-11.8%	770	-23.8%
Decided on the Merits	N/A	N/A	. %	315	. %	449	42.5%	506	12.7%
Dismissed	N/A	N/A	. %	767	. %	837	9.1%	775	-7.4%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	4	. %	4	. %	18	. %
Review Not Accepted	N/A	N/A	. %	157	. %	248	58.0%	250	0.8%
Other Terminations	N/A	N/A	. %	182	. %	36	-80.2%	43	19.4%
Rulings	N/A	N/A	. %	1,425	. %	1,574	10.5%	1,592	1.1%
Other Decisions Term. Review <sup>3</sup>	N/A	N/A	. %	3	. %	0	. %	0	. %
Total Orders/Rulings/Other <sup>4</sup>	2,269	2,250	-0.8%	2,574	14.4%	2,585	0.4%	2,362	-8.6%
Total Resolved	4,094	3,996	-2.4%	4,312	7.9%	4,137	-4.1%	4,106	-0.7%
<b>PENDING AT YEAR END<sup>5</sup></b>									
Cases Stayed	252	244	-3.2%	216	-11.5%	298	38.0%	198	-33.6%
Brief Not Filed	1,574	1,617	2.7%	1,669	3.2%	1,559	-6.6%	1,567	0.5%
Appellant Brief Filed	350	398	13.7%	443	11.3%	403	-9.0%	384	-4.7%
Respondent Brief Filed	1,025	806	-21.4%	769	-4.6%	745	-3.1%	758	1.7%
Remanded to Trial Court	5	13	. %	10	. %	14	. %	18	. %
Set for Commissioners' Calendar	178	159	-10.7%	162	1.9%	134	-17.3%	186	38.8%
Ruling Referred to Panel <sup>6</sup>	0	4	. %	5	. %	10	. %	15	. %
Set for Oral Argument <sup>7</sup>	198	229	15.7%	226	-1.3%	260	15.0%	227	-12.7%
Total Awaiting Hearing	3,582	3,470	-3.1%	3,500	0.9%	3,423	-2.2%	3,353	-2.0%
Opinion/Order in Process	318	387	21.7%	352	-9.0%	355	0.9%	297	-16.3%
Total Pending Decision	3,900	3,857	-1.1%	3,852	-0.1%	3,778	-1.9%	3,650	-3.4%
<b>MANDATED<sup>1</sup></b>									
Opinions	1,666	1,628	-2.3%	1,605	-1.4%	1,485	-7.5%	1,734	16.8%
Orders	N/A	N/A	. %	722	. %	1,017	40.9%	656	-35.5%
Rulings	N/A	N/A	. %	996	. %	1,474	48.0%	1,360	-7.7%
Other Decisions Term. Review <sup>8</sup>	N/A	N/A	. %	988	. %	181	-81.7%	154	-14.9%
Total Orders/Rulings/Other <sup>4</sup>	2,484	2,483	0.0%	2,706	9.0%	2,672	-1.3%	2,170	-18.8%
Total Mandated	4,150	4,111	-0.9%	4,311	4.9%	4,157	-3.6%	3,904	-6.1%

<sup>1</sup> As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

<sup>2</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>3</sup> Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

<sup>4</sup> For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

<sup>5</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>6</sup> Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

<sup>7</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>8</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

<sup>9</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
History of Activity, All Reviews, Division I, 2003-2007

	2003	2004	% Chg <sup>9</sup>	2005	% Chg <sup>9</sup>	2006	% Chg <sup>9</sup>	2007	% Chg <sup>9</sup>
<b>FILINGS</b>									
Total Filings	1,960	1,903	-2.9%	2,003	5.3%	1,813	-9.5%	1,711	-5.6%
<b>RESOLUTIONS<sup>1</sup></b>									
Opinions Published	133	169	27.1%	166	-1.8%	127	-23.5%	131	3.1%
Opinions Unpublished	681	636	-6.6%	612	-3.8%	536	-12.4%	656	22.4%
Opinions	814	805	-1.1%	778	-3.4%	663	-14.8%	787	18.7%
Dismissed	N/A	N/A	. %	468	. %	409	-12.6%	332	-18.8%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	7	. %	8	. %	4	. %
Review Not Accepted	N/A	N/A	. %	3	. %	3	. %	6	. %
Other Terminations	N/A	N/A	. %	20	. %	13	. %	26	. %
Orders	N/A	N/A	. %	498	. %	433	-13.1%	368	-15.0%
Decided on the Merits	N/A	N/A	. %	69	. %	122	76.8%	136	11.5%
Dismissed	N/A	N/A	. %	369	. %	386	4.6%	399	3.4%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	3	. %	2	. %	8	. %
Review Not Accepted	N/A	N/A	. %	59	. %	115	94.9%	116	0.9%
Other Terminations	N/A	N/A	. %	71	. %	15	. %	18	. %
Rulings	N/A	N/A	. %	571	. %	640	12.1%	677	5.8%
Other Decisions Term. Review <sup>3</sup>	N/A	N/A	. %	2	. %	0	. %	0	. %
Total Orders/Rulings/Other <sup>4</sup>	877	910	3.8%	1,071	17.7%	1,073	0.2%	1,045	-2.6%
Total Resolved	1,691	1,715	1.4%	1,849	7.8%	1,736	-6.1%	1,832	5.5%
<b>PENDING AT YEAR END<sup>5</sup></b>									
Cases Stayed	164	153	-6.7%	134	-12.4%	155	15.7%	71	-54.2%
Brief Not Filed	701	716	2.1%	736	2.8%	673	-8.6%	685	1.8%
Appellant Brief Filed	173	161	-6.9%	199	23.6%	181	-9.0%	161	-11.0%
Respondent Brief Filed	452	335	-25.9%	326	-2.7%	342	4.9%	297	-13.2%
Remanded to Trial Court	0	1	. %	0	. %	1	. %	0	. %
Set for Commissioners' Calendar	2	4	. %	19	. %	29	. %	29	. %
Ruling Referred to Panel <sup>6</sup>	0	4	. %	2	. %	8	. %	4	. %
Set for Oral Argument <sup>7</sup>	65	99	52.3%	108	9.1%	106	-1.9%	98	-7.5%
Total Awaiting Hearing	1,557	1,473	-5.4%	1,524	3.5%	1,495	-1.9%	1,345	-10.0%
Opinion/Order in Process	131	133	1.5%	60	-54.9%	82	36.7%	70	-14.6%
Total Pending Decision	1,688	1,606	-4.9%	1,584	-1.4%	1,577	-0.4%	1,415	-10.3%
<b>MANDATED<sup>1</sup></b>									
Opinions	731	696	-4.8%	722	3.7%	639	-11.5%	766	19.9%
Orders	N/A	N/A	. %	289	. %	501	73.4%	299	-40.3%
Rulings	N/A	N/A	. %	417	. %	580	39.1%	564	-2.8%
Other Decisions Term. Review <sup>8</sup>	N/A	N/A	. %	402	. %	98	-75.6%	84	-14.3%
Total Orders/Rulings/Other <sup>4</sup>	1,077	1,066	-1.0%	1,108	3.9%	1,179	6.4%	947	-19.7%
Total Mandated	1,808	1,762	-2.5%	1,830	3.9%	1,818	-0.7%	1,713	-5.8%

<sup>1</sup> As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

<sup>2</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>3</sup> Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

<sup>4</sup> For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

<sup>5</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>6</sup> Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

<sup>7</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>8</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

<sup>9</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
History of Activity, All Reviews, Division II, 2003-2007

	2003	2004	% Chg <sup>9</sup>	2005	% Chg <sup>9</sup>	2006	% Chg <sup>9</sup>	2007	% Chg <sup>9</sup>
<b>FILINGS</b>									
Total Filings	1,454	1,498	3.0%	1,499	0.1%	1,473	-1.7%	1,438	-2.4%
<b>RESOLUTIONS<sup>1</sup></b>									
Opinions Published	124	125	0.8%	169	35.2%	158	-6.5%	160	1.3%
Opinions Unpublished	453	421	-7.1%	392	-6.9%	354	-9.7%	403	13.8%
Opinions	577	546	-5.4%	561	2.7%	512	-8.7%	563	10.0%
Dismissed	N/A	N/A	. %	364	. %	334	-8.2%	183	-45.2%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	5	. %	9	. %	17	. %
Review Not Accepted	N/A	N/A	. %	3	. %	6	. %	3	. %
Other Terminations	N/A	N/A	. %	22	. %	27	. %	45	. %
Orders	N/A	N/A	. %	394	. %	376	-4.6%	248	-34.0%
Decided on the Merits	N/A	N/A	. %	182	. %	228	25.3%	237	3.9%
Dismissed	N/A	N/A	. %	208	. %	263	26.4%	230	-12.5%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	0	. %	2	. %	2	. %
Review Not Accepted	N/A	N/A	. %	49	. %	58	18.4%	64	10.3%
Other Terminations	N/A	N/A	. %	39	. %	9	. %	7	. %
Rulings	N/A	N/A	. %	478	. %	560	17.2%	540	-3.6%
Other Decisions Term. Review <sup>3</sup>	N/A	N/A	. %	1	. %	0	. %	0	. %
Total Orders/Rulings/Other <sup>4</sup>	906	813	-10.3%	873	7.4%	936	7.2%	788	-15.8%
Total Resolved	1,483	1,359	-8.4%	1,434	5.5%	1,448	1.0%	1,351	-6.7%
<b>PENDING AT YEAR END<sup>5</sup></b>									
Cases Stayed	48	19	. %	19	. %	32	. %	18	. %
Brief Not Filed	575	576	0.2%	586	1.7%	573	-2.2%	596	4.0%
Appellant Brief Filed	107	153	43.0%	139	-9.2%	138	-0.7%	148	7.2%
Respondent Brief Filed	422	337	-20.1%	310	-8.0%	224	-27.7%	292	30.4%
Remanded to Trial Court	4	6	. %	5	. %	7	. %	5	. %
Set for Commissioners' Calendar	29	30	. %	17	. %	21	. %	15	. %
Ruling Referred to Panel <sup>6</sup>	0	0	. %	3	. %	1	. %	11	. %
Set for Oral Argument <sup>7</sup>	67	68	1.5%	63	-7.4%	134	112.7%	111	-17.2%
Total Awaiting Hearing	1,252	1,189	-5.0%	1,142	-4.0%	1,130	-1.1%	1,196	5.8%
Opinion/Order in Process	135	158	17.0%	164	3.8%	159	-3.0%	130	-18.2%
Total Pending Decision	1,387	1,347	-2.9%	1,306	-3.0%	1,289	-1.3%	1,326	2.9%
<b>MANDATED<sup>1</sup></b>									
Opinions	562	557	-0.9%	505	-9.3%	504	-0.2%	588	16.7%
Orders	N/A	N/A	. %	249	. %	326	30.9%	209	-35.9%
Rulings	N/A	N/A	. %	296	. %	538	81.8%	488	-9.3%
Other Decisions Term. Review <sup>8</sup>	N/A	N/A	. %	411	. %	63	-84.7%	55	-12.7%
Total Orders/Rulings/Other <sup>4</sup>	877	926	5.6%	956	3.2%	927	-3.0%	752	-18.9%
Total Mandated	1,439	1,483	3.1%	1,461	-1.5%	1,431	-2.1%	1,340	-6.4%

<sup>1</sup> As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

<sup>2</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>3</sup> Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

<sup>4</sup> For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

<sup>5</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>6</sup> Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

<sup>7</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>8</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

<sup>9</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
History of Activity, All Reviews, Division III, 2003-2007

	2003	2004	% Chg <sup>9</sup>	2005	% Chg <sup>9</sup>	2006	% Chg <sup>9</sup>	2007	% Chg <sup>9</sup>
<b>FILINGS</b>									
Total Filings	971	1,044	7.5%	1,117	7.0%	940	-15.8%	918	-2.3%
<b>RESOLUTIONS<sup>1</sup></b>									
Opinions Published	112	123	9.8%	124	0.8%	103	-16.9%	118	14.6%
Opinions Unpublished	322	272	-15.5%	275	1.1%	274	-0.4%	276	0.7%
Opinions	434	395	-9.0%	399	1.0%	377	-5.5%	394	4.5%
Dismissed	N/A	N/A	. %	240	. %	185	-22.9%	136	-26.5%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	7	. %	4	. %	8	. %
Review Not Accepted	N/A	N/A	. %	0	. %	1	. %	1	. %
Other Terminations	N/A	N/A	. %	7	. %	12	. %	9	. %
Orders	N/A	N/A	. %	254	. %	202	-20.5%	154	-23.8%
Decided on the Merits	N/A	N/A	. %	64	. %	99	54.7%	133	34.3%
Dismissed	N/A	N/A	. %	190	. %	188	-1.1%	146	-22.3%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	1	. %	0	. %	8	. %
Review Not Accepted	N/A	N/A	. %	49	. %	75	53.1%	70	-6.7%
Other Terminations	N/A	N/A	. %	72	. %	12	. %	18	. %
Rulings	N/A	N/A	. %	376	. %	374	-0.5%	375	0.3%
Other Decisions Term. Review <sup>3</sup>	N/A	N/A	. %	0	. %	0	. %	0	. %
Total Orders/Rulings/Other <sup>4</sup>	486	527	8.4%	630	19.5%	576	-8.6%	529	-8.2%
Total Resolved	920	922	0.2%	1,029	11.6%	953	-7.4%	923	-3.1%
<b>PENDING AT YEAR END<sup>5</sup></b>									
Cases Stayed	40	72	80.0%	63	-12.5%	111	76.2%	109	-1.8%
Brief Not Filed	298	325	9.1%	347	6.8%	313	-9.8%	286	-8.6%
Appellant Brief Filed	70	84	20.0%	105	25.0%	84	-20.0%	75	-10.7%
Respondent Brief Filed	151	134	-11.3%	133	-0.7%	179	34.6%	169	-5.6%
Remanded to Trial Court	1	6	. %	5	. %	6	. %	13	. %
Set for Commissioners' Calendar	147	125	-15.0%	126	0.8%	84	-33.3%	142	69.0%
Ruling Referred to Panel <sup>6</sup>	0	0	. %	0	. %	1	. %	0	. %
Set for Oral Argument <sup>7</sup>	66	62	-6.1%	55	-11.3%	20	. %	18	. %
Total Awaiting Hearing	773	808	4.5%	834	3.2%	798	-4.3%	812	1.8%
Opinion/Order in Process	52	96	84.6%	128	33.3%	114	-10.9%	97	-14.9%
Total Pending Decision	825	904	9.6%	962	6.4%	912	-5.2%	909	-0.3%
<b>MANDATED<sup>1</sup></b>									
Opinions	373	375	0.5%	378	0.8%	342	-9.5%	380	11.1%
Orders	N/A	N/A	. %	184	. %	190	3.3%	148	-22.1%
Rulings	N/A	N/A	. %	283	. %	356	25.8%	308	-13.5%
Other Decisions Term. Review <sup>8</sup>	N/A	N/A	. %	175	. %	20	. %	15	. %
Total Orders/Rulings/Other <sup>4</sup>	530	491	-7.4%	642	30.8%	566	-11.8%	471	-16.8%
Total Mandated	903	866	-4.1%	1,020	17.8%	908	-11.0%	851	-6.3%

<sup>1</sup> As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

<sup>2</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>3</sup> Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

<sup>4</sup> For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

<sup>5</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>6</sup> Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

<sup>7</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>8</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

<sup>9</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
Court Activity, All Divisions, Criminal Appeals, 2003-2007

	2003	2004	% Chg <sup>9</sup>	2005	% Chg <sup>9</sup>	2006	% Chg <sup>9</sup>	2007	% Chg <sup>9</sup>
<b>FILINGS</b>									
Total Filings	1,505	1,495	-0.7%	1,492	-0.2%	1,468	-1.6%	1,419	-3.3%
<b>RESOLUTIONS<sup>1</sup></b>									
Opinions Published	141	149	5.7%	175	17.4%	129	-26.3%	148	14.7%
Opinions Unpublished	923	819	-11.3%	749	-8.5%	700	-6.5%	879	25.6%
Opinions	1,064	968	-9.0%	924	-4.5%	829	-10.3%	1,027	23.9%
Dismissed	N/A	N/A	. %	7	. %	6	. %	7	. %
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	2	. %	3	. %	3	. %
Review Not Accepted	N/A	N/A	. %	2	. %	1	. %	0	. %
Other Terminations	N/A	N/A	. %	5	. %	0	. %	4	. %
Orders	N/A	N/A	. %	16	. %	10	. %	14	. %
Decided on the Merits	N/A	N/A	. %	192	. %	248	29.2%	268	8.1%
Dismissed	N/A	N/A	. %	198	. %	234	18.2%	211	-9.8%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	1	. %	2	. %	6	. %
Review Not Accepted	N/A	N/A	. %	5	. %	11	. %	16	. %
Other Terminations	N/A	N/A	. %	55	. %	11	. %	10	. %
Rulings	N/A	N/A	. %	451	. %	506	12.2%	511	1.0%
Other Decisions Term. Review <sup>3</sup>	N/A	N/A	. %	1	. %	0	. %	0	. %
Total Orders/Rulings/Other <sup>4</sup>	537	398	-25.9%	468	17.6%	516	10.3%	525	1.7%
Total Resolved	1,601	1,366	-14.7%	1,392	1.9%	1,345	-3.4%	1,552	15.4%
<b>PENDING AT YEAR END<sup>5</sup></b>									
Cases Stayed	32	47	46.9%	55	17.0%	127	130.9%	13	. %
Brief Not Filed	700	714	2.0%	759	6.3%	662	-12.8%	702	6.0%
Appellant Brief Filed	229	258	12.7%	288	11.6%	270	-6.3%	275	1.9%
Respondent Brief Filed	482	346	-28.2%	303	-12.4%	371	22.4%	296	-20.2%
Remanded to Trial Court	4	8	. %	7	. %	12	. %	8	. %
Set for Commissioners' Calendar	68	60	-11.8%	48	-20.0%	57	18.8%	83	45.6%
Ruling Referred to Panel <sup>6</sup>	0	3	. %	2	. %	4	. %	8	. %
Set for Oral Argument <sup>7</sup>	98	107	9.2%	104	-2.8%	132	26.9%	123	-6.8%
Total Awaiting Hearing	1,613	1,543	-4.3%	1,566	1.5%	1,635	4.4%	1,508	-7.8%
Opinion/Order in Process	141	183	29.8%	201	9.8%	180	-10.4%	131	-27.2%
Total Pending Decision	1,754	1,726	-1.6%	1,767	2.4%	1,815	2.7%	1,639	-9.7%
<b>MANDATED<sup>1</sup></b>									
Opinions	932	911	-2.3%	861	-5.5%	772	-10.3%	1,023	32.5%
Orders	N/A	N/A	. %	10	. %	10	. %	10	. %
Rulings	N/A	N/A	. %	297	. %	452	52.2%	456	0.9%
Other Decisions Term. Review <sup>8</sup>	N/A	N/A	. %	183	. %	58	-68.3%	50	-13.8%
Total Orders/Rulings/Other <sup>4</sup>	666	529	-20.6%	490	-7.4%	520	6.1%	516	-0.8%
Total Mandated	1,598	1,440	-9.9%	1,351	-6.2%	1,292	-4.4%	1,539	19.1%

<sup>1</sup> As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

<sup>2</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>3</sup> Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

<sup>4</sup> For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

<sup>5</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>6</sup> Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

<sup>7</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>8</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

<sup>9</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
Court Activity, All Divisions, Civil Appeals, 2003-2007

	2003	2004	% Chg <sup>9</sup>	2005	% Chg <sup>9</sup>	2006	% Chg <sup>9</sup>	2007	% Chg <sup>9</sup>
<b>FILINGS</b>									
Total Filings	1,487	1,389	-6.6%	1,522	9.6%	1,348	-11.4%	1,360	0.9%
<b>RESOLUTIONS<sup>1</sup></b>									
Opinions Published	201	231	14.9%	241	4.3%	228	-5.4%	232	1.8%
Opinions Unpublished	467	462	-1.1%	490	6.1%	424	-13.5%	417	-1.7%
Opinions	668	693	3.7%	731	5.5%	652	-10.8%	649	-0.5%
Dismissed	N/A	N/A	. %	6	. %	9	. %	9	. %
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	5	. %	5	. %	15	. %
Review Not Accepted	N/A	N/A	. %	2	. %	0	. %	1	. %
Other Terminations	N/A	N/A	. %	0	. %	7	. %	12	. %
Orders	N/A	N/A	. %	13	. %	21	. %	37	. %
Decided on the Merits	N/A	N/A	. %	119	. %	191	60.5%	231	20.9%
Dismissed	N/A	N/A	. %	413	. %	441	6.8%	405	-8.2%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	2	. %	1	. %	5	. %
Review Not Accepted	N/A	N/A	. %	21	. %	32	. %	28	. %
Other Terminations	N/A	N/A	. %	47	. %	9	. %	22	. %
Rulings	N/A	N/A	. %	602	. %	674	12.0%	691	2.5%
Other Decisions Term. Review <sup>3</sup>	N/A	N/A	. %	1	. %	0	. %	0	. %
Total Orders/Rulings/Other <sup>4</sup>	616	635	3.1%	616	-3.0%	695	12.8%	728	4.7%
Total Resolved	1,284	1,328	3.4%	1,347	1.4%	1,347	0.0%	1,377	2.2%
<b>PENDING AT YEAR END<sup>5</sup></b>									
Cases Stayed	45	51	13.3%	44	-13.7%	42	-4.5%	47	11.9%
Brief Not Filed	580	509	-12.2%	574	12.8%	553	-3.7%	523	-5.4%
Appellant Brief Filed	110	119	8.2%	148	24.4%	124	-16.2%	96	-22.6%
Respondent Brief Filed	351	263	-25.1%	286	8.7%	252	-11.9%	274	8.7%
Remanded to Trial Court	0	3	. %	2	. %	2	. %	7	. %
Set for Commissioners' Calendar	82	63	-23.2%	72	14.3%	56	-22.2%	72	28.6%
Ruling Referred to Panel <sup>6</sup>	0	0	. %	2	. %	3	. %	1	. %
Set for Oral Argument <sup>7</sup>	92	112	21.7%	97	-13.4%	110	13.4%	95	-13.6%
Total Awaiting Hearing	1,260	1,120	-11.1%	1,225	9.4%	1,142	-6.8%	1,115	-2.4%
Opinion/Order in Process	156	174	11.5%	129	-25.9%	146	13.2%	147	0.7%
Total Pending Decision	1,416	1,294	-8.6%	1,354	4.6%	1,288	-4.9%	1,262	-2.0%
<b>MANDATED<sup>1</sup></b>									
Opinions	635	641	0.9%	662	3.3%	630	-4.8%	629	-0.2%
Orders	N/A	N/A	. %	11	. %	19	. %	26	. %
Rulings	N/A	N/A	. %	434	. %	654	50.7%	563	-13.9%
Other Decisions Term. Review <sup>8</sup>	N/A	N/A	. %	235	. %	52	-77.9%	45	-13.5%
Total Orders/Rulings/Other <sup>4</sup>	745	744	-0.1%	680	-8.6%	725	6.6%	634	-12.6%
Total Mandated	1,380	1,385	0.4%	1,342	-3.1%	1,355	1.0%	1,263	-6.8%

<sup>1</sup> As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

<sup>2</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>3</sup> Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

<sup>4</sup> For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

<sup>5</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>6</sup> Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

<sup>7</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>8</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

<sup>9</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
Court Activity, All Divisions, Total Appeals, 2003-2007

	2003	2004	% Chg <sup>9</sup>	2005	% Chg <sup>9</sup>	2006	% Chg <sup>9</sup>	2007	% Chg <sup>9</sup>
<b>FILINGS</b>									
Total Filings	2,992	2,884	-3.6%	3,014	4.5%	2,816	-6.6%	2,779	-1.3%
<b>RESOLUTIONS<sup>1</sup></b>									
Opinions Published	342	380	11.1%	416	9.5%	357	-14.2%	380	6.4%
Opinions Unpublished	1,390	1,281	-7.8%	1,239	-3.3%	1,124	-9.3%	1,296	15.3%
Opinions	1,732	1,661	-4.1%	1,655	-0.4%	1,481	-10.5%	1,676	13.2%
Dismissed	N/A	N/A	. %	13	. %	15	. %	16	. %
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	7	. %	8	. %	18	. %
Review Not Accepted	N/A	N/A	. %	4	. %	1	. %	1	. %
Other Terminations	N/A	N/A	. %	5	. %	7	. %	16	. %
Orders	N/A	N/A	. %	29	. %	31	. %	51	64.5%
Decided on the Merits	N/A	N/A	. %	311	. %	439	41.2%	499	13.7%
Dismissed	N/A	N/A	. %	611	. %	675	10.5%	616	-8.7%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	3	. %	3	. %	11	. %
Review Not Accepted	N/A	N/A	. %	26	. %	43	. %	44	2.3%
Other Terminations	N/A	N/A	. %	102	. %	20	. %	32	. %
Rulings	N/A	N/A	. %	1,053	. %	1,180	12.1%	1,202	1.9%
Other Decisions Term. Review <sup>3</sup>	N/A	N/A	. %	2	. %	0	. %	0	. %
Total Orders/Rulings/Other <sup>4</sup>	1,153	1,033	-10.4%	1,084	4.9%	1,211	11.7%	1,253	3.5%
Total Resolved	2,885	2,694	-6.6%	2,739	1.7%	2,692	-1.7%	2,929	8.8%
<b>PENDING AT YEAR END<sup>5</sup></b>									
Cases Stayed	77	98	27.3%	99	1.0%	169	70.7%	60	-64.5%
Brief Not Filed	1,280	1,223	-4.5%	1,333	9.0%	1,215	-8.9%	1,225	0.8%
Appellant Brief Filed	339	377	11.2%	436	15.6%	394	-9.6%	371	-5.8%
Respondent Brief Filed	833	609	-26.9%	589	-3.3%	623	5.8%	570	-8.5%
Remanded to Trial Court	4	11	. %	9	. %	14	. %	15	. %
Set for Commissioners' Calendar	150	123	-18.0%	120	-2.4%	113	-5.8%	155	37.2%
Ruling Referred to Panel <sup>6</sup>	0	3	. %	4	. %	7	. %	9	. %
Set for Oral Argument <sup>7</sup>	190	219	15.3%	201	-8.2%	242	20.4%	218	-9.9%
Total Awaiting Hearing	2,873	2,663	-7.3%	2,791	4.8%	2,777	-0.5%	2,623	-5.5%
Opinion/Order in Process	297	357	20.2%	330	-7.6%	326	-1.2%	278	-14.7%
Total Pending Decision	3,170	3,020	-4.7%	3,121	3.3%	3,103	-0.6%	2,901	-6.5%
<b>MANDATED<sup>1</sup></b>									
Opinions	1,567	1,552	-1.0%	1,523	-1.9%	1,402	-7.9%	1,652	17.8%
Orders	N/A	N/A	. %	21	. %	29	. %	36	. %
Rulings	N/A	N/A	. %	731	. %	1,106	51.3%	1,019	-7.9%
Other Decisions Term. Review <sup>8</sup>	N/A	N/A	. %	418	. %	110	-73.7%	95	-13.6%
Total Orders/Rulings/Other <sup>4</sup>	1,411	1,273	-9.8%	1,170	-8.1%	1,245	6.4%	1,150	-7.6%
Total Mandated	2,978	2,825	-5.1%	2,693	-4.7%	2,647	-1.7%	2,802	5.9%

<sup>1</sup> As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

<sup>2</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>3</sup> Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

<sup>4</sup> For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

<sup>5</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>6</sup> Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

<sup>7</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>8</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

<sup>9</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
Court Activity, All Divisions, Personal Restraint Petitions, 2003-2007

	2003	2004	% Chg <sup>9</sup>	2005	% Chg <sup>9</sup>	2006	% Chg <sup>9</sup>	2007	% Chg <sup>9</sup>
<b>FILINGS</b>									
Total Filings	1,007	1,134	12.6%	1,209	6.6%	1,003	-17.0%	876	-12.7%
<b>RESOLUTIONS<sup>1</sup></b>									
Opinions Published	8	10	. %	10	. %	11	. %	9	. %
Opinions Unpublished	32	34	6.3%	16	. %	24	. %	19	. %
Opinions	40	44	10.0%	26	. %	35	. %	28	. %
Dismissed	N/A	N/A	. %	1,058	. %	911	-13.9%	634	-30.4%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	9	. %	12	. %	11	. %
Review Not Accepted	N/A	N/A	. %	1	. %	5	. %	3	. %
Other Terminations	N/A	N/A	. %	40	. %	43	7.5%	58	34.9%
Orders	N/A	N/A	. %	1,108	. %	971	-12.4%	706	-27.3%
Decided on the Merits	N/A	N/A	. %	2	. %	8	. %	3	. %
Dismissed	N/A	N/A	. %	51	. %	46	-9.8%	54	17.4%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	0	. %	0	. %	0	. %
Review Not Accepted	N/A	N/A	. %	0	. %	0	. %	0	. %
Other Terminations	N/A	N/A	. %	15	. %	7	. %	5	. %
Rulings	N/A	N/A	. %	68	. %	61	-10.3%	62	1.6%
Other Decisions Term. Review <sup>3</sup>	N/A	N/A	. %	1	. %	0	. %	0	. %
Total Orders/Rulings/Other <sup>4</sup>	811	922	13.7%	1,177	27.7%	1,032	-12.3%	768	-25.6%
Total Resolved	851	966	13.5%	1,203	24.5%	1,067	-11.3%	796	-25.4%
<b>PENDING AT YEAR END<sup>5</sup></b>									
Cases Stayed	157	125	-20.4%	81	-35.2%	72	-11.1%	56	-22.2%
Brief Not Filed	189	279	47.6%	241	-13.6%	251	4.1%	250	-0.4%
Appellant Brief Filed	4	13	. %	4	. %	3	. %	5	. %
Respondent Brief Filed	168	175	4.2%	171	-2.3%	106	-38.0%	167	57.5%
Remanded to Trial Court	1	1	. %	1	. %	0	. %	2	. %
Set for Commissioners' Calendar	8	4	. %	7	. %	1	. %	9	. %
Ruling Referred to Panel <sup>6</sup>	0	1	. %	1	. %	3	. %	6	. %
Set for Oral Argument <sup>7</sup>	4	3	. %	12	. %	11	. %	3	. %
Total Awaiting Hearing	531	601	13.2%	518	-13.8%	447	-13.7%	498	11.4%
Opinion/Order in Process	15	10	. %	11	. %	14	. %	11	. %
Total Pending Decision	546	611	11.9%	529	-13.4%	461	-12.9%	509	10.4%
<b>MANDATED<sup>1</sup></b>									
Opinions	39	35	-10.3%	40	14.3%	34	-15.0%	42	23.5%
Orders	N/A	N/A	. %	695	. %	978	40.7%	606	-38.0%
Rulings	N/A	N/A	. %	52	. %	59	13.5%	50	-15.3%
Other Decisions Term. Review <sup>8</sup>	N/A	N/A	. %	463	. %	51	-89.0%	39	-23.5%
Total Orders/Rulings/Other <sup>4</sup>	715	877	22.7%	1,210	38.0%	1,088	-10.1%	695	-36.1%
Total Mandated	754	912	21.0%	1,250	37.1%	1,122	-10.2%	737	-34.3%

<sup>1</sup> As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

<sup>2</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>3</sup> Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

<sup>4</sup> For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

<sup>5</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>6</sup> Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

<sup>7</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>8</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

<sup>9</sup> Percentages are not reported when numbers are small (less than 30).

The Court of Appeals  
Court Activity, All Divisions, Notices of Discretionary Review, 2003-2007

	2003	2004	% Chg <sup>9</sup>	2005	% Chg <sup>9</sup>	2006	% Chg <sup>9</sup>	2007	% Chg <sup>9</sup>
<b>FILINGS</b>									
Total Filings	386	427	10.6%	396	-7.3%	407	2.8%	412	1.2%
<b>RESOLUTIONS<sup>1</sup></b>									
Opinions Published	19	27	. %	33	. %	20	. %	20	. %
Opinions Unpublished	34	14	. %	24	. %	16	. %	20	. %
Opinions	53	41	-22.6%	57	39.0%	36	-36.8%	40	11.1%
Dismissed	N/A	N/A	. %	1	. %	2	. %	1	. %
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	3	. %	1	. %	0	. %
Review Not Accepted	N/A	N/A	. %	1	. %	4	. %	6	. %
Other Terminations	N/A	N/A	. %	4	. %	2	. %	6	. %
Orders	N/A	N/A	. %	9	. %	9	. %	13	. %
Decided on the Merits	N/A	N/A	. %	2	. %	2	. %	4	. %
Dismissed	N/A	N/A	. %	105	. %	116	10.5%	105	-9.5%
Transferred/Certified <sup>2</sup>	N/A	N/A	. %	1	. %	1	. %	7	. %
Review Not Accepted	N/A	N/A	. %	131	. %	205	56.5%	206	0.5%
Other Terminations	N/A	N/A	. %	65	. %	9	. %	6	. %
Rulings	N/A	N/A	. %	304	. %	333	9.5%	328	-1.5%
Other Decisions Term. Review <sup>3</sup>	N/A	N/A	. %	0	. %	0	. %	0	. %
Total Orders/Rulings/Other <sup>4</sup>	305	295	-3.3%	313	6.1%	342	9.3%	341	-0.3%
Total Resolved	358	336	-6.1%	370	10.1%	378	2.2%	381	0.8%
<b>PENDING AT YEAR END<sup>5</sup></b>									
Cases Stayed	18	21	. %	36	. %	57	58.3%	82	43.9%
Brief Not Filed	105	115	9.5%	95	-17.4%	93	-2.1%	92	-1.1%
Appellant Brief Filed	7	8	. %	3	. %	6	. %	8	. %
Respondent Brief Filed	24	22	. %	9	. %	16	. %	21	. %
Remanded to Trial Court	0	1	. %	0	. %	0	. %	1	. %
Set for Commissioners' Calendar	20	32	. %	35	9.4%	20	. %	22	. %
Ruling Referred to Panel <sup>6</sup>	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument <sup>7</sup>	4	7	. %	13	. %	7	. %	6	. %
Total Awaiting Hearing	178	206	15.7%	191	-7.3%	199	4.2%	232	16.6%
Opinion/Order in Process	6	20	. %	11	. %	15	. %	8	. %
Total Pending Decision	184	226	22.8%	202	-10.6%	214	5.9%	240	12.1%
<b>MANDATED<sup>1</sup></b>									
Opinions	60	41	-31.7%	42	2.4%	49	16.7%	40	-18.4%
Orders	N/A	N/A	. %	6	. %	10	. %	14	. %
Rulings	N/A	N/A	. %	213	. %	309	45.1%	291	-5.8%
Other Decisions Term. Review <sup>8</sup>	N/A	N/A	. %	107	. %	20	. %	20	. %
Total Orders/Rulings/Other <sup>4</sup>	358	333	-7.0%	326	-2.1%	339	4.0%	325	-4.1%
Total Mandated	418	374	-10.5%	368	-1.6%	388	5.4%	365	-5.9%

<sup>1</sup> As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

<sup>2</sup> Includes both matters transferred to other divisions and those certified to the Supreme Court.

<sup>3</sup> Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

<sup>4</sup> For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

<sup>5</sup> As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

<sup>6</sup> Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

<sup>7</sup> Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

<sup>8</sup> Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

<sup>9</sup> Percentages are not reported when numbers are small (less than 30).

## The Court of Appeals

Days Between Events for Criminal Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile<sup>1</sup>, 2003-2007

	2003	2004	% Chg	2005	% Chg	2006	% Chg	2007	% Chg
<b>DIVISION I</b>									
Filing - Comp. of Record	152	155	1.6%	163	5.5%	173	6.1%	177	2.3%
Filing - Stmt. of Arrgmts.	69	64	-7.2%	66	3.1%	70	6.1%	73	4.3%
Stmt. of Arrgmts. - Comp. of Record	85	91	7.1%	100	9.9%	105	5.0%	108	2.9%
Comp. of Record - App. Brief	83	80	-3.0%	85	6.3%	93	9.4%	90	-3.2%
App. Brief - Ready	102	96	-5.9%	101	5.2%	98	-3.0%	95	-3.1%
Ready - Opinion	244	245	0.4%	231	-5.7%	220	-4.8%	260	18.2%
Filing - Opinion, Division I <sup>2</sup>	551	537	-2.5%	525	-2.2%	557	6.1%	621	11.5%
<b>DIVISION II</b>									
Filing - Comp. of Record	136	132	-3.0%	138	4.9%	144	4.3%	145	0.7%
Filing - Stmt. of Arrgmts.	59	53	-10.2%	54	1.9%	57	4.6%	59	4.4%
Stmt. of Arrgmts. - Comp. of Record	77	83	7.8%	88	6.0%	91	3.4%	89	-2.2%
Comp. of Record - App. Brief	108	105	-2.8%	105	0.0%	101	-3.8%	98	-3.0%
App. Brief - Ready	131	114	-13.0%	109	-4.4%	109	0.0%	109	0.0%
Ready - Opinion	278	274	-1.4%	301	9.7%	258	-14.1%	237	-8.1%
Filing - Opinion, Division II <sup>2</sup>	617	592	-4.0%	594	0.3%	562	-5.5%	559	-0.4%
<b>DIVISION III</b>									
Filing - Comp. of Record	132	125	-5.3%	135	8.0%	149	10.4%	155	4.0%
Filing - Stmt. of Arrgmts.	47	44	-6.4%	44	0.0%	45	2.3%	48	6.7%
Stmt. of Arrgmts. - Comp. of Record	84	89	6.0%	96	7.9%	104	8.3%	103	-1.4%
Comp. of Record - App. Brief	90	82	-8.4%	87	6.1%	84	-4.0%	83	-0.6%
App. Brief - Ready	122	96	-21.3%	100	4.2%	108	8.0%	116	7.4%
Ready - Opinion	194	236	21.6%	259	9.7%	259	0.0%	246	-5.0%
Filing - Opinion, Division III <sup>2</sup>	532	532	0.0%	551	3.6%	596	8.2%	603	1.1%
<b>COURT OF APPEALS, TOTAL</b>									
Filing - Comp. of Record	142	142	0.0%	148	4.2%	157	6.1%	160	1.9%
Filing - Stmt. of Arrgmts.	62	58	-6.5%	60	3.4%	62	3.3%	64	3.2%
Stmt. of Arrgmts. - Comp. of Record	82	88	7.3%	94	6.8%	98	4.3%	98	0.0%
Comp. of Record - App. Brief	96	91	-5.2%	94	3.3%	94	0.0%	91	-3.2%
App. Brief - Ready	116	103	-11.2%	103	0.0%	104	1.0%	104	0.0%
Ready - Opinion	238	253	6.3%	266	5.1%	245	-7.9%	245	0.0%
Filing - Opinion, Court of Appeals <sup>2</sup>	573	556	-3.0%	558	0.4%	571	2.3%	591	3.5%

<sup>1</sup> Days to reach the 75th percentile for the full period (filing to opinion) do not necessarily equal the sum of the days for the event categories within that period.

<sup>2</sup> Time-in-process figures for 2002 have been updated to reflect a full twelve months' data for all divisions with the completion of statewide conversion to the new Appellate Court Records and Data System (ACORDS-II). Division II's measurements in the 2002 publication were based on the period 1/01/2002 through 11/17/2002 from the old ACORDS system, prior to their 11/18/2002 implementation of ACORDS-II. This update achieved comparability with the other divisions, which implemented in early 2003.

The Court of Appeals

Days Between Events for Civil Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile<sup>1</sup>, 2003-2007

	2003	2004	% Chg	2005	% Chg	2006	% Chg	2007	% Chg
<b>DIVISION I</b>									
Filing - Comp. of Record	115	127	10.4%	127	-0.4%	129	2.0%	130	0.8%
Filing - Stmt. of Arrgmts.	63	57	-9.5%	54	-5.3%	56	3.7%	57	1.8%
Stmt. of Arrgmts. - Comp. of Record	92	90	-2.2%	85	-5.6%	85	0.0%	85	-0.6%
Comp. of Record - App. Brief	96	89	-7.3%	82	-8.4%	87	6.7%	91	4.6%
App. Brief - Ready	81	80	-1.2%	76	-5.0%	76	-0.7%	80	6.0%
Ready - Opinion	292	308	5.7%	276	-10.4%	266	-3.6%	284	6.6%
Filing - Opinion, Division I <sup>2</sup>	529	538	1.7%	511	-5.0%	508	-0.6%	550	8.3%
<b>DIVISION II</b>									
Filing - Comp. of Record	108	107	-0.9%	107	0.0%	110	2.8%	111	0.9%
Filing - Stmt. of Arrgmts.	62	53	-14.5%	50	-5.7%	50	0.0%	52	4.0%
Stmt. of Arrgmts. - Comp. of Record	67	71	6.0%	72	1.4%	76	5.6%	74	-2.6%
Comp. of Record - App. Brief	90	87	-3.3%	90	3.4%	90	0.0%	87	-3.3%
App. Brief - Ready	75	78	4.0%	82	5.1%	74	-9.8%	76	2.7%
Ready - Opinion	350	303	-13.4%	307	1.3%	277	-9.8%	249	-10.1%
Filing - Opinion, Division II <sup>2</sup>	578	544	-5.9%	558	2.6%	519	-7.0%	505	-2.7%
<b>DIVISION III</b>									
Filing - Comp. of Record	115	111	-3.5%	124	11.7%	145	16.9%	127	-12.4%
Filing - Stmt. of Arrgmts.	55	48	-12.7%	43	-10.4%	48	11.6%	53	10.4%
Stmt. of Arrgmts. - Comp. of Record	78	88	12.8%	97	10.2%	105	8.2%	91	-13.3%
Comp. of Record - App. Brief	86	76	-11.6%	84	10.5%	89	6.0%	91	2.2%
App. Brief - Ready	101	98	-3.0%	100	2.0%	110	10.0%	99	-10.0%
Ready - Opinion	199	239	20.1%	255	6.7%	258	1.2%	282	9.3%
Filing - Opinion, Division III <sup>2</sup>	496	508	2.4%	526	3.5%	578	9.9%	593	2.5%
<b>COURT OF APPEALS, TOTAL</b>									
Filing - Comp. of Record	112	118	5.4%	121	2.5%	126	4.1%	124	-1.6%
Filing - Stmt. of Arrgmts.	61	55	-9.8%	51	-7.3%	54	5.9%	55	1.9%
Stmt. of Arrgmts. - Comp. of Record	77	81	5.2%	85	4.9%	88	3.5%	82	-6.8%
Comp. of Record - App. Brief	92	84	-8.7%	85	1.2%	88	3.5%	91	2.8%
App. Brief - Ready	83	82	-1.2%	84	2.4%	84	0.0%	84	-0.6%
Ready - Opinion	294	295	0.3%	280	-5.1%	269	-3.9%	273	1.5%
Filing - Opinion, Court of Appeals <sup>2</sup>	542	534	-1.5%	525	-1.7%	526	0.2%	536	1.9%

<sup>1</sup> Days to reach the 75th percentile for the full period (filing to opinion) do not necessarily equal the sum of the days for the event categories within that period.

<sup>2</sup> Time-in-process figures for 2002 have been updated to reflect a full twelve months' data for all divisions with the completion of statewide conversion to the new Appellate Court Records and Data System (ACORDS-II). Division II's measurements in the 2002 publication were based on the period 1/01/2002 through 11/17/2002 from the old ACORDS system, prior to their 11/18/2002 implementation of ACORDS-II. This update achieved comparability with the other divisions, which implemented in early 2003.

## The Court of Appeals

Days Between Events for Total Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile<sup>1</sup>, 2003-2007

	2003	2004	% Chg	2005	% Chg	2006	% Chg	2007	% Chg
<b>DIVISION I</b>									
Filing - Comp. of Record	142	146	2.8%	150	2.7%	159	5.7%	162	2.2%
Filing - Stmt. of Arrgmts.	66	62	-6.1%	63	1.6%	65	3.2%	69	6.2%
Stmt. of Arrgmts. - Comp. of Record	87	91	4.6%	95	4.4%	98	3.2%	101	3.1%
Comp. of Record - App. Brief	89	85	-4.5%	84	-1.2%	90	7.1%	90	0.0%
App. Brief - Ready	96	91	-5.2%	92	1.1%	92	0.0%	91	-1.1%
Ready - Opinion	264	281	6.4%	251	-10.7%	250	-0.4%	271	8.4%
Filing - Opinion, Division I <sup>2</sup>	539	537	-0.4%	516	-3.9%	537	4.1%	580	8.0%
<b>DIVISION II</b>									
Filing - Comp. of Record	128	124	-3.1%	131	5.2%	135	3.4%	136	0.7%
Filing - Stmt. of Arrgmts.	60	53	-11.7%	52	-1.9%	55	5.8%	57	3.6%
Stmt. of Arrgmts. - Comp. of Record	74	79	6.8%	84	6.3%	89	6.0%	86	-3.4%
Comp. of Record - App. Brief	104	98	-5.8%	101	3.1%	97	-4.0%	94	-3.1%
App. Brief - Ready	112	103	-8.0%	98	-4.9%	99	1.0%	100	1.0%
Ready - Opinion	315	288	-8.6%	302	4.9%	270	-10.6%	239	-11.5%
Filing - Opinion, Division II <sup>2</sup>	601	574	-4.5%	579	0.9%	547	-5.5%	533	-2.6%
<b>DIVISION III</b>									
Filing - Comp. of Record	126	122	-3.2%	130	6.1%	148	14.3%	141	-4.7%
Filing - Stmt. of Arrgmts.	48	45	-6.3%	44	-2.2%	46	4.5%	48	4.3%
Stmt. of Arrgmts. - Comp. of Record	84	89	6.6%	96	7.9%	105	9.4%	100	-4.8%
Comp. of Record - App. Brief	89	78	-12.4%	86	10.3%	85	-1.7%	84	-0.6%
App. Brief - Ready	116	97	-16.4%	100	3.1%	109	9.0%	112	2.8%
Ready - Opinion	196	237	20.9%	257	8.4%	258	0.4%	255	-1.2%
Filing - Opinion, Division III <sup>2</sup>	525	525	0.0%	545	3.8%	589	8.1%	602	2.1%
<b>COURT OF APPEALS, TOTAL</b>									
Filing - Comp. of Record	133	134	0.8%	139	3.7%	147	5.8%	148	0.7%
Filing - Stmt. of Arrgmts.	62	57	-8.1%	58	1.8%	60	3.4%	62	3.3%
Stmt. of Arrgmts. - Comp. of Record	81	86	6.2%	91	5.8%	96	5.5%	94	-2.1%
Comp. of Record - App. Brief	93	89	-4.3%	91	2.2%	92	1.1%	91	-1.1%
App. Brief - Ready	104	96	-7.7%	96	0.0%	98	2.1%	97	-1.0%
Ready - Opinion	258	272	5.4%	272	0.2%	258	-5.1%	255	-1.2%
Filing - Opinion, Court of Appeals <sup>2</sup>	561	546	-2.7%	546	0.0%	557	2.0%	572	2.7%

<sup>1</sup> Days to reach the 75th percentile for the full period (filing to opinion) do not necessarily equal the sum of the days for the event categories within that period.

<sup>2</sup> Time-in-process figures for 2002 have been updated to reflect a full twelve months' data for all divisions with the completion of statewide conversion to the new Appellate Court Records and Data System (ACORDS-II). Division II's measurements in the 2002 publication were based on the period 1/01/2002 through 11/17/2002 from the old ACORDS system, prior to their 11/18/2002 implementation of ACORDS-II. This update achieved comparability with the other divisions, which implemented in early 2003.